

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

CONNECTU LLC,
Plaintiffs,

v.

MARK ZUCKERBERG, EDUARDO SAVERIN,
DUSTIN MOSKOVITZ, ANDREW MCCOLLUM,
CHRISTOPHER HUGHES, and THEFACEBOOK,
INC.,

Defendants.

MARK ZUCKERBERG, and THEFACEBOOK,
INC.,

Counterclaimants,

v.

CONNECTU LLC,
Counterdefendant,

and

CAMERON WINKLEVOSS, TYLER
WINKLEVOSS, and DIVYA NARENDRA,

Additional Counterdefendants.

CIVIL ACTION NO. 1:04-CV-11923
(DPW)

**[PROPOSED] ORDER GRANTING THEFACEBOOK DEFENDANTS' MOTION TO
DISMISS UNDER FEDERAL RULE OF CIVIL PROCEDURE 12(b)(1) DUE TO LACK
OF SUBJECT MATTER JURISDICTION**

Defendants Mark Zuckerberg, Dustin Moskovitz, Andrew McCollum, Christopher Hughes, and TheFacebook, Inc. have moved to dismiss this case under Federal Rule of Civil Procedure 12(b)(1) due to lack of subject matter jurisdiction (the "Facebook Defendants' Motion").

For the reasons fully set forth in the pleadings, including such motion,

IT IS HEREBY ORDERED:

The Facebook Defendants' Motion is GRANTED and this case is DISMISSED without prejudice to any party.

IT IS SO ORDERED

Dated: _____, 2005

Hon. Douglas P. Woodlock